

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Paul Patrick Cleary et al. Art Unit : 1645
Serial No. : 09/870,122 Examiner : S. Devi
Filed : May 30, 2001
Title : STREPTOCOCCAL C5A PEPTIDASE VACCINE

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 CFR §§3.73(b) AND 1.321(b)

Pursuant to 37 CFR §3.73(b), REGENTS OF THE UNIVERSITY OF MINNESOTA, certifies that it is the assignee of the entire right, title, and interest in the above application by virtue of an assignment from the inventors of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 012684, Frame 0245 on March 6, 2002. A copy of the assignment is attached for your reference.

The undersigned has reviewed all the documents in the chain of title of the above-identified application and to the best of undersigned's knowledge and belief, title is in Regents of the University of Minnesota.

The undersigned is empowered to act on behalf of the assignee.

Pursuant to 37 CFR §1.321(b), and to obviate a double patenting rejection, the assignee identified above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above identified application subsequent to the expiration date of U.S. Patent No. 5,846,547, whereby the patent granted on this application and U.S. Patent No. 5,846,547 will expire on the same day, provided that any patent granted on the above-identified application shall be enforceable only for and during such period that it is commonly owned with U.S. Patent No. 5,846,547.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

09/15/2004 GWORDOF1 00000005 09870122

03 FC:1814

110.00 0P

September 9, 2004

Date of Deposit

Signature

Jill Huso

Typed or Printed Name of Person Signing Certificate

Applicant : Paul Patrick Cleary et al.
Serial No. : 09/870,122
Filed : May 30, 2001
Page : 2 of 2

Attorney's Docket No.: 09531-166002 / 96013

The assignee identified above does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term of U.S. Patent No. 5,846,547 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above. Assignee herein does not disclaim or otherwise affect any part of U.S. Patent No. 5,846,547.

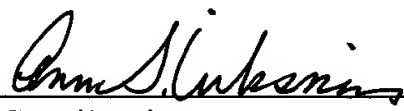
This disclaimer runs with any patent granted on the above application and is binding upon the grantee, its successors or assigns.

Please charge any additional fees, or make any credits, to Deposit Account No. 06-1050, referencing Attorney Docket No. 09531-166002.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Date: 9 September 2004



Ann S. Viksnins
Reg. No. 37,748

Fish & Richardson P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402
Telephone: (612) 335-5070
Facsimile: (612) 288-9696



UNITED STATES
PATENT AND
TRADEMARK OFFICE



00600.450US2

MAY 13, 2002

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Commissioner for Trademarks
Arlington, VA 22202-3513
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SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH PA
ANN S. VIKSNINS
P.O. BOX 2938
MINNEAPOLIS, MN 55402



102025881A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/06/2002

REEL/FRAME: 012684/0245
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
CLEARY, P. PATRICK

DOC DATE: 08/09/2001

ASSIGNOR:
STAFSLIEN, DEBORAH K.

DOC DATE: 08/17/2001

ASSIGNEE:
REGENTS OF THE UNIVERSITY OF
MINNESOTA
450 MCNAMARA ALUMNI CENTER
200 OAK STREET SE
MINNEAPOLIS, MINNESOTA 55455-2070

SERIAL NUMBER: 09870122
PATENT NUMBER:

FILING DATE: 05/30/2001
ISSUE DATE:

CMG RECEIVED

MAY 28 2002

Schwegman, Lundberg
Woessner & Kluth, P.A.

Schwegman, Lundberg,
Woessner & Kluth, P.A.

MAY 21 2002

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012684/0245 PAGE 2

SHARON BROOKS, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

03-21-2002

Atty Ref/Docket No.: 600.450US2



102025881

To the Honorable Commissioner of Patents and Trademarks: Please receive _____ copy thereof.

1. Name of conveying party(ies):

P. Patrick Cleary and Deborah K. Stafslie

3.6.02

2. Name and address of receiving party(ies):

Name: Regents of the University of Minnesota

Additional name(s) of conveying party(ies) attached? [] Yes [X] No

Street Address: 450 McNamara Alumni Center
200 Oak Street S.E.

3. Nature of conveyance:

- [X] Assignment [] Merger
[] Security Agreement [] Change of Name
[] Other _____

City: Minneapolis State: MN ZIP: 55455-2070

Additional name(s) & address(es) attached? [] Yes [X] No

Execution Date: August 9, 2001 and August 17, 2001

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

Serial No. 09/870,122, filed May 30, 2001

Additional numbers attached? [] Yes [X] No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Ann S. Viksnins

Address: Schwegman, Lundberg, Woessner & Kluth, P.A.
P.O. Box 2938
Minneapolis, MN 55402

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$ 40.00

- [X] Enclosed
[] Authorized to be charged to deposit account

8. Please charge any additional fees or credit any overpayments to our
Deposit account number: 19-0743

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Ann S. Viksnins/Reg. No. 37,748
Name of Person Signing

Signature

Date

19 February 2002
Total number of pages including cover sheet: 4

OMB No. 0651-0011 (exp. 4/94)

03/21/2002 LMUELLER 00000008 09870122

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ASSIGNMENT

WHEREAS, WE, P. Patrick Cleary, residing at 288 Jansa Drive, Shoreview, MN 55112, and Deborah K. Stafslie, residing at 3210 Heatherdell Lane, Madison, WI 53713, made certain new and useful inventions and improvements for which We filed an application for Letters Patent of the United States on May 30, 2001, which application was assigned U.S. patent application serial number 09/870,122, and is entitled STREPTOCOCCAL C5a PEPTIDASE VACCINE.

AND WHEREAS, Regents of the University of Minnesota, a corporation organized and existing under and by virtue of the laws of the State of Minnesota, and having an office and place of business at 450 McNamara Alumni Center, 200 Oak Street S.E., Minneapolis, MN 55455-2070, (hereinafter "Assignee") is desirous of acquiring the entire right, title and interest in and to said inventions, improvements and application and in and to the Letters Patent to be obtained therefore;

NOW, THEREFORE, to all whom it may concern, be it known that for good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, we have sold, assigned, and transferred, and by these presents do sell, assign and transfer unto said Assignee, its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application, and in and to the said application, all divisions, continuations, continuations-in-part, or renewals thereof, all Letters Patent which may be granted therefrom, and all reissues or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on the said inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to the said Assignee as the assignee of the entire right, title and interest in and to the same, for the use of the said Assignee, its successors and assigns.

 **LAUREL MARIA CORGARD**
Notary Public
Minnesota
My Commission Expires Jan. 31, 2005

IN TESTIMONY WHEREOF, I have hereunto set my hand this 17th day of August, 2001.

Deborah K. Stafslie
Deborah K. Stafslie

STATE OF New York)ss.
COUNTY OF Monroe)

On this 17 day of August, 2001 before me personally appeared Deborah K. Stafslie to me known and known to me to be the person described in and who executed the foregoing instrument, and he/she duly acknowledged to me that he/she executed the same for the uses and purposes therein set forth.

[SEAL]

CATHY A. IRISH
Notary Public, State of New York
Qualified in Wyoming County
Commission Expires Nov. 30, 2021

Cathy A. Irish
Notary Public

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: P. Patrick Cleary et al.

Title: STREPTOCOCCAL C5a PEPTIDASE VACCINE

Docket No.: 600.450US2

Filed: May 30, 2001

Examiner:



Serial No.: 09/870,122

Due Date: N/A

Group Art Unit: 1645

Attn: Box Assignment

Hon. Commissioner for Patents and Trademarks

Washington, D.C. 20231

We are transmitting herewith the attached:

- ☒ An Assignment of the invention to Regents of the University of Minnesota (3 pgs.) and Recordation Form Cover Sheet (1 pg.).
- ☒ A check in the amount of \$40.00 to cover the Assignment Recording Fee.
- ☒ A return postcard.

Please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: _____

Name: Ann S. Viksnins

Reg. No. 37,748

ASV:CMG:sc

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn: Box Assignment, Hon. Commissioner for Patents and Trademarks, Washington, D.C. 20231, on this 20 day of February, 2002.

Seattamattie Creg

Name

Seattamattie Creg
Signature



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Paul Patrick Cleary et al. Art Unit : 1645
Serial No. : 09/870,122 Examiner : S. Devi
Filed : May 30, 2001
Title : STREPTOCOCCAL C5A PEPTIDASE VACCINE

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Alexandria, VA 22313-1450

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The undersigned is empowered to act on behalf of the assignee.

Pursuant to 37 CFR §1.321(b), and to obviate a double patenting rejection, the assignee identified above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above identified application subsequent to the expiration date of U.S. Patent No. 6,270,775, whereby the patent granted on this application and U.S. Patent No. 6,270,775 will expire on the same day, provided that any patent granted on the above-identified application shall be enforceable only for and during such period that it is commonly owned with U.S. Patent No. 6,270,775.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

09/15/2004 GWORDOF1 00000005 09870122

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I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

September 9, 2004

Date of Deposit

Signature

Jill Huso

Typed or Printed Name of Person Signing Certificate

Applicant : Paul Patrick Cleary et al.
Serial No. : 09/870,122
Filed : May 30, 2001
Page : 2 of 2

Attorney's Docket No.: 09531-166002 / 96013

The assignee identified above does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term of U.S. Patent No. 6,270,775 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above. Assignee herein does not disclaim or otherwise affect any part of U.S. Patent No. 6,270,775.

This disclaimer runs with any patent granted on the above application and is binding upon the grantee, its successors or assigns.

Please charge any additional fees, or make any credits, to Deposit Account No. 06-1050, referencing Attorney Docket No. 09531-166002.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

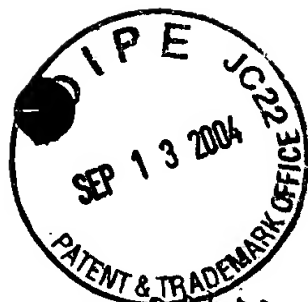
Date: 9 September 2004

Ann S. Viksnins
Ann S. Viksnins
Reg. No. 37,748

Fish & Richardson P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402
Telephone: (612) 335-5070
Facsimile: (612) 288-9696



UNITED STATES
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ANN S. VIKSNINS
P.O. BOX 2938
MINNEAPOLIS, MN 55402



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RECORDATION DATE: 03/06/2002

REEL/FRAME: 012684/0245
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
CLEARY, P. PATRICK

DOC DATE: 08/09/2001

ASSIGNOR:
STAFSLIEN, DEBORAH K.

DOC DATE: 08/17/2001

ASSIGNEE:
REGENTS OF THE UNIVERSITY OF
MINNESOTA
450 MCNAMARA ALUMNI CENTER
200 OAK STREET SE
MINNEAPOLIS, MINNESOTA 55455-2070

SERIAL NUMBER: 09870122
PATENT NUMBER:

FILING DATE: 05/30/2001
ISSUE DATE:

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Schwegman, Lundberg
Woessner & Kluth, P.A.

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012684/0245 PAGE 2

SHARON BROOKS, EXAMINER
ASSIGNMENT DIVISION
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03-21-2002

Atty Ref/Docket No.: 600.450US2



102025881

To the Honorable Commissioner of Patents and Trademarks: PLEASE PRINT copy thereof.

1. Name of conveying party(ies):

2. Name and address of receiving party(ies):

P. Patrick Cleary and Deborah K. Stafslie

Name: Regents of the University of Minnesota

Additional name(s) of conveying party(ies) attached? [] Yes [X] No

Street Address: 450 McNamara Alumni Center
200 Oak Street S.E.

3. Nature of conveyance:

City: Minneapolis State: MN ZIP: 55455-2070

[X] Assignment

[] Merger

[] Security Agreement

[] Change of Name

[] Other

Additional name(s) & address(es) attached? [] Yes [X] No

Execution Date: August 9, 2001 and August 17, 2001

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

Serial No. 09/870,122, filed May 30, 2001

Additional numbers attached? [] Yes [X] No

5. Name and address of party to whom correspondence concerning document should be mailed:

6. Total number of applications and patents involved: 1

Name: Ann S. Viksnins

7. Total fee (37 CFR 3.41): \$ 40.00

Address: Schwegman, Lundberg, Woessner & Kluth, P.A.
P.O. Box 2938
Minneapolis, MN 55402

[X] Enclosed

[] Authorized to be charged to deposit account

8. Please charge any additional fees or credit any overpayments to our
Deposit account number: 19-0743

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Ann S. Viksnins/Reg. No. 37,748
Name of Person Signing

[Signature]
Signature

19 February 2002
Date

Total number of pages including cover sheet: 4

OMB No. 0651-0011 (exp. 4/94)

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ASSIGNMENT

WHEREAS, WE, P. Patrick Cleary, residing at 288 Jansa Drive, Shoreview, MN 55112, and Deborah K. Stafslie, residing at 3210 Heatherdell Lane, Madison, WI 53713, made certain new and useful inventions and improvements for which We filed an application for Letters Patent of the United States on May 30, 2001, which application was assigned U.S. patent application serial number 09/870,122, and is entitled STREPTOCOCCAL C5a PEPTIDASE VACCINE.

AND WHEREAS, Regents of the University of Minnesota, a corporation organized and existing under and by virtue of the laws of the State of Minnesota, and having an office and place of business at 450 McNamara Alumni Center, 200 Oak Street S.E., Minneapolis, MN 55455-2070, (hereinafter "Assignee") is desirous of acquiring the entire right, title and interest in and to said inventions, improvements and application and in and to the Letters Patent to be obtained therefore;

NOW, THEREFORE, to all whom it may concern, be it known that for good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, we have sold, assigned, and transferred, and by these presents do sell, assign and transfer unto said Assignee, its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application, and in and to the said application, all divisions, continuations, continuations-in-part, or renewals thereof, all Letters Patent which may be granted therefrom, and all reissues or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on the said inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to the said Assignee as the assignee of the entire right, title and interest in and to the same, for the use of the said Assignee, its successors and assigns.

 **LAUREL MARIA CORGARD**
Notary Public
Minnesota
My Commission Expires Jan. 31, 2005

IN TESTIMONY WHEREOF, I have hereunto set my hand this 17th day of August, 2001.

Deborah K. Stafslie
Deborah K. Stafslie

STATE OF New York
COUNTY OF Monroe)ss.

On this 17 day of August, 2001 before me personally appeared Deborah K. Stafslie
to me known and known to me to be the person described in and who executed the foregoing
instrument, and he/she duly acknowledged to me that he/she executed the same for the uses and
purposes therein set forth.

[SEAL]

CATHY A. IRISH
Notary Public, State of New York
Qualified in Wyoming County
Commission Expires Nov. 30, 2001

Cathy A. Irish
Notary Public

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: P. Patrick Cleary et al.

Title: STREPTOCOCCAL C5a PEPTIDASE VACCINE

Docket No.: 600.450US2

Filed: May 30, 2001

Examiner:

Serial No.: 09/870,122

Due Date: N/A

Group Art Unit: 1645

Attn: Box Assignment

Hon. Commissioner for Patents and Trademarks


Washington, D.C. 20231

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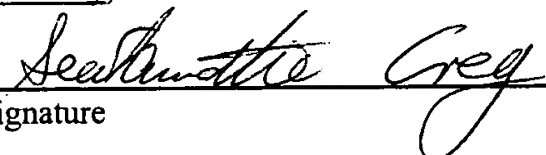
Please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: 
Name: Ann S. Viksnins
Reg. No. 37,748
ASV:CMG:sc

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn: Box Assignment, Hon. Commissioner for Patents and Trademarks, Washington, D.C. 20231, on this 20 day of February, 2002.

Seamattie Creg
Name


Signature